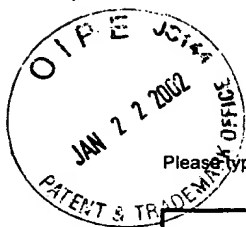


2817

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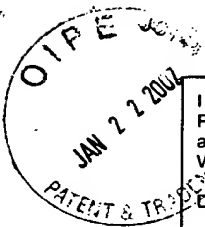
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<h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p>		Applicati n Number	09/631,743
		Filing Date	August 4, 2000
		First Named Inventor	R. W. Ezell
		Group Art Unit	2817
		Examiner Name	M. Shingleton
Total Number of Pages in This Submission	4	Attorney Docket Number	49581/P022US/09906908

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below) <b>Election in Response to Restriction Requirement</b>
Remarks: _____		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual Name	FULBRIGHT & JAWORSKI L.L.P. R. Ross Viguet
Signature	
Date	December 18, 2001

Transmittal	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date shown below.	
Dated: December 18, 2001	Signature:  (Rita J. Carr)



I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Box Non-Fee Amendment, Commissioner for Patents, Washington, DC 20231, on the date shown below.

Dated: December 18, 2001

Signature: *Rita J. Carr*

(Rita J. Carr)

Docket No.: 49581/P022US/09906908

(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
R. W. Ezell

Application No.: 09/631,743

Group Art Unit: 2817

Filed: August 4, 2000

Examiner: M. Shingleton

For: **SYSTEM AND METHOD FOR LOW-NOISE  
AMPLIFIER WITH A HIGH FREQUENCY  
RESPONSE**

**ELECTION IN RESPONSE TO RESTRICTION REQUIREMENT**

**Box Non-Fee Amendment**  
Commissioner for Patents  
Washington, DC 20231

Dear Sir:

In response to the Restriction Requirement mailed November 19, 2001, Applicant hereby provisionally elects the claims of Group I, claims 1-76, for further prosecution.

The above provisional election is being made WITH TRAVERSE. Applicant respectfully requests reconsideration and withdrawal of the requirement for election in light of the arguments set forth below.

Claims 1-80 are pending in the present application. The Examiner has identified claims 1-76 as being directed toward an amplifier system and claims 77-80 as being directed toward a variable capacitor. The Examiner asserts that the invention of Groups I and II are related as combination (Group I) and subcombination (Group II). The combination of Group I is asserted by the Examiner not to require the particulars of the subcombination of Group II as claimed for patentability. However, Applicant notes that some of the combination claims of Group I recite specific features of the subcombination claims of Group II, see e.g., claims 3, 17, and 36. Accordingly, Applicant reminds the Examiner that if a combination claim of

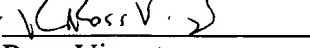
Application No.: 09/631,743

Attorney Docket No. 49581-P022US-09906908

Group I is subsequently found to be unallowable, the question of rejoinder of the inventions restricted must be considered, see M.P.E.P. § 806.05(c) III.

Dated: December 18, 2001

Respectfully submitted,

By   
R. Ross Viguet

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